



August 3, 2012

Anthony Herman, Esq.  
General Counsel.  
Complaints Examination & Legal Administration  
Federal Election Commission  
999 E Street, N.W.  
Washington, D.C. 20463

*Via Facsimile: (202) 219-3923*

**Re: Matter Under Review 6606**

Dear Mr. Herman:

This letter responds to the complaint filed against Danny Tarkanian for Congress (FEC ID Number C00465963) and Judith Flynn, in her official capacity as treasurer for Danny Tarkanian for Congress in Matter Under Review (MUR) 6606. The notification of complaint was received in our office on July 24, 2012.

The complaint makes three separate allegations.

- 1.) Tarkanian for Congress (TFC) accepted contributions above the legal limit.
- 2.) TFC failed to refund corporate contributions within the required 30 day period; and
- 3.) TFC did not properly report as much as \$250,000 in operating expenditures.

All three allegations were answered in the previous MUR #6572 which was hand delivered to the Federal Election Commission on June 25, 2012.

Section I Sub A of MUR #6572 explained that there are two DeWayne Zinkins who work in the same office complex. The father, DeWayne Zinkin, an attorney, contributed \$2500, the legal limit for an individual in the primary election. His son, DeWayne Zinkin, owner and managing member of Zinkin Entertainment, LLC made two contributions in the amount of \$2500, one for the primary election and one for the general election.

Section II Sub A & C of MUR #6572 thoroughly discussed the timeliness of refunds for all five entities listed in complainant's second complaint. All five contributions were refunded within 30 days of the date TFC learned that the contribution may have been impermissible, which is consistent with the requirements of 11 C.F.R. § 103.3(b)(2).

Danny Tarkanian for Congress ... 7220 South Cimarron Road, Suite 100 ... Las Vegas, Nevada ... 89113

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FEDERAL ELECTION COMMISSION

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Section I Sub C of MUR #6572 explained that Mr. Tarkanian had carried over \$250,000 in debt from his U.S. Senate campaign that was inadvertently omitted in his initial 2011 first quarter report. The reason for the inadvertent omission was fully explained in MUR #6572. An amended first quarter report was filed showing the debt. When the report was amended to correctly show the outstanding debt, the computer software included the debt in the expenditures section of the report. Tarkanian for Congress did not incur any expenditures that were not fully and timely disclosed.

For the reasons stated in MUR #6572 and supplemented in this NUR #6606, the Commission should find no reason to believe that TFC, Danny Tarkanian, or Judith Flynn violated the FEC regulations and dismiss this Matter Under Review.

Respectfully,

*Judith Flynn*

Judith Flynn

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